

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Takanori ITOU et al.
Title: POSITIVE ELECTRODE MATERIAL
FOR NON-AQUEOUS ELECTROLYTE
LITHIUM ION BATTERY AND
BATTERY USING THE SAME
Appl. No.: 10/581,858
International Filing Date: 11/29/2004
371(c) Date: 06/30/06
Examiner: Jonathan G. LEONG
Art Unit: 1725
Confirmation Number: 4646

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated October 27, 2010, and in the Advisory Action dated February 15, 2011, finally rejecting Claims 1-3 and 6.

☐ Applicant claims small entity status.

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

☒ Notice of Appeal Fee

☒ To be paid as detailed below

☐ Not required (Fee paid in prior appeal)

The required fees are calculated below:

<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$540.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$1,110.00
<input type="checkbox"/>	Extension:	\$0.00
	FEE TOTAL:	\$1,650.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$1,650.00

The above-identified fees of \$1,650.00 are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16, 1.17 and 41.20, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date April 27, 2011

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5490
Facsimile: (202) 672-5399

By Michael D. Kaminski

Michael D. Kaminski
Attorney for Applicant
Registration No. 32,904